



PATENT
Customer Number 22,852
Attorney Docket No. 07873.0002

1648
#4
1/18/01
OK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

RECEIVED

JUL 17 2001

TECH CENTER 1600/2900

In re Application of:

Solco Walle SCHALM

Serial No.: 09/689,637

Filed: October 13, 2000

For: COMBINED HEPATITIS B
TREATMENT

)
)
) Group Art Unit: 1648
)
) Examiner: L. Scheiner
)
)
)
)
)

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Request for Corrected Office Action and Restart of Reply Period

Pursuant to MPEP § 710.06, applicants respectfully request that the Examiner issue a Corrected Office Action and re-start the reply period to begin on the mailing date of the Corrected Office Action.

In the pending Office Action mailed on July 3, 2001, the Examiner acknowledged that claims 11-20 are pending. The Office Action stated that claims 11-16 and 18-20 are rejected, but did not comment on the status of claim 17. The Office Action does not appear to follow MPEP § 707.07(i), which states that "in every letter, each pending claim should be mentioned by number, and its treatment or status given." Since the status of claim 17 is not discussed in the Office Action, such as rejected or allowable, applicants cannot draft a sufficient reply as least with respect to that claim.

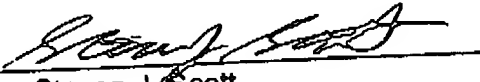
Applicants file this request with one month of the mailing date of the original Office Action. As permitted under MPEP § 710.06, applicants respectfully request that the Examiner issue a Corrected Office Action and restart the period for reply at 3 months from the mailing of the Corrected Office Action. MPEP § 710.06 requires the Patent Office to do so where the Office Action contains a defect and the error is called to the attention of the Office within 1 month of the mailing of the Office Action.

Please grant any extensions of time required to enter this response and
charge any additional fees required to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

Dated: July 12, 2001

By: 
Steven J. Scott
Reg. No. 43,911